

THE HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION No. 8798 of 2007

DATED: 26-04-2007

Between:

S.Kalidas

...Petitioner

and

The Joint Collector,
Vizianagaram and others

...Respondents

THE HONOURABLE SRI JUSTICE GODA RAGHURAM

W.P.No. 8798 of 2007

Oral order:

The petitioner's authorization to run Fair Price Shop No. 57 of Gokapeta Village, Vizianagaram District was cancelled by the order of the 2nd respondent dated 7-4-2007. The petitioner alleges that the reasons for cancellation are different from the charges levelled against him in the show-cause notice dated 24-3-2007 and that the order of cancellation is also invalid for not having considered the petitioner's explanation submitted pursuant to the charge memo. Against an order of cancellation of the authorization, the petitioner has an available appellate remedy to the 1st respondent. As there is an effective remedy available under the Andhra Pradesh Public Distribution System Control Order, 2001, this court is not inclined to adjudicate upon the validity of the order of cancellation. The petitioner must pursue the appellate remedy.

The writ petition is dismissed with liberty to the petitioner to pursue the alternative remedy. There shall be no order as to costs.

GODA RAGHURAM, J

26-04-2007
GRR